1946

File No. Electricity Surcharge II/46.

Legal Department.

B. **BRANCH**

P 2(E)/1946

Subject:–

Rules and Notifications

under the Bombay Electricity

(Surcharge) Act, 1946.

File No. Electricity Surcharge II/46

Gen. 194 e.

411-B

Office of the R...A.

1. revise. draft of the rules is sent herewith.

2. Rule 2 giving definition of Act and Schedule is unnecessary and has therefore been omitted. Please see section 20, read with section 3(42), of the Bombay General Clauses Act, 1904.

3. "Prescribed" has been defined in section ~~2(t~~ 2(11) of the Act as "prescribed by means of rules The word "prescribed" in revised rule 2 has therefore been changed to "set out".

4. The difference between the cost for any period and the cost for any corresponding period of the Licensees' and sanction-holders' accounting year ending in 1950 will not apply in the case of licensees and sanction-holders who obtain their licenses or sanction after the date of the Bombay Electricity (Surcharge) Act, 1946, coming into force. The Public Works Department is therefore requested to examine these references and make the necessary provision in the matter.

Ld.
Remembrancer of Legal Affairs.

U.O. to P. D., No. ~~49601~~ 10588-L, dated the 30th Sept., 1946.

CS / 14/7/56

MR 1717
K.D.R.
1717

Public Works Department.
Bombay Castle, 1946.

Bombay Electricity (Surcharge) Act, 1946.

No. .- In exercise of the powers conferred by section 7 of the Bombay Electricity (Surcharge) Act, 1946 (Bom. of 1946), the Government of Bombay is pleased to make the following rules, namely:-

1. Short title. - These rules may be called the Bombay Electricity (Surcharge) Rules, 1946.

2. Any licensee or sanction-holder desiring to fix a rate of surcharge on the charges for energy or street lighting equipment under sub-section (1) of section 3 of the Act shall apply ~~to the~~ to the Provincial Government in Form A. Such application shall be accompanied by calculations set out in Schedule A.

3. The undertaking which the Provincial Government may require a licensee or sanctionholder to execute under sub-section (5) of section 3 of the Act shall be in the form set out in Schedule B.

Form A

(Here insert Form on p. 11 ante, as amended.)

Schedule A.

(Here insert Schedule A on p. 15 as formally amended.)

Schedule B.

(Here insert Schedule B on p. 13, as amended.).

By order of the Governor of Bombay

Secretary to Government.